

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHER DISTRICT OF NEW YORK**

BENNETT D. KRASNER, ESQ. (bk 8375)  
1233 Beech Street #49  
Atlantic Beach, NY 11509  
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*Attorney for Plaintiff, L & L Wings, Inc.*

ECF Case

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L & L WINGS, INC.

Civil Action No. CV-07-4137  
(BSJ) (GWG)

Plaintiff,

-against-

MARCO-DESTIN INC., 1000 HIGHWAY  
98 EAST CORP., PANAMA SURF &  
SPORT, INC., and E & T INC.,

Defendants.

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**PLAINTIFF'S LOCAL RULE 56.1  
OPPOSITION RESPONSE TO MOVING  
DEFENDANTS' STATEMENT OF  
UNDISPUTED MATERIAL FACTS**

Plaintiff, L & L Wings, Inc., by and through its undersigned counsel and pursuant to Local Rule 56.1 submits the following Response to Defendants', 1000 Highway 98 East Corp. and Panama Surf & Sport, Inc., (hereinafter "Moving Defendants") Local Rule 56.1 Statement of Undisputed Material Facts as follows:

1. Admit.
2. Admit.
3. Admit.
4. Admit.
5. Admit.
6. Admit.
7. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶ 6, 7 & 10).
8. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶ 6, 7 & 10).

9. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶8, 9 & 10).
10. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶8, 9 & 10).
11. Admits that 1000 Highway 98 East Corp. signed the Licensing Agreement but denies that it did not do any of the other acts alleged in the Complaint and denies it did not do any act in violation of the Licensing Agreement. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶6, 7 & 10).
12. Admits that Panama Surf & Sport, Inc. signed the Licensing Agreement but denies that it did not do any of the other acts alleged in the Complaint and denies it did not do any act in violation of the Licensing Agreement. (See affidavit of Ariel Levy, sworn to December 31, 2007 at ¶¶8, 9 & 10).
13. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007).
14. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007).
15. Admit.
16. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007).
17. Deny. (See affidavit of Ariel Levy, sworn to December 31, 2007).

Dated: Atlantic Beach, New York  
December 31, 2007

Respectfully submitted,

/s/Bennett D. Krasner

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